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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 GINNEY ABEYTA, an individual,

10 Plaintiff,

11 vs.

12 BANK OF AMERICA, *et al.*,

13 Defendants.
14

Case No.: 2:15-CV-02320-RCJ-NJK

**NOTICE OF INTENT TO DISMISS
PURSUANT TO RULE 4(m) OF THE
FEDERAL RULES OF CIVIL
PROCEDURE**

15 TO: GINNEY ABEYTA

16 Federal Rule of Civil Procedure 4(m) provides, in part, as follows:

17 “ . . . If a defendant is not served within 120 days after the complaint is
18 filed, the court – on motion or on its own after notice to the plaintiff – must
19 dismiss the action without prejudice against the defendant or other that service
be made within a specific time. But if the plaintiff shows good cause for the
failure, the court must extend the time for service for an appropriate period. . . ”

20 Be advised the official record in this action reflects the Complaint was filed herein on
21 August 5, 2015. Further, to date there has been no proof of service filed as to the following
22 parties: **EQUIFAX INFORMATION SERVICES, LLC. And SILVER STATE SCHOOLS
CREDIT UNION.**

23 Notice is hereby given that this action shall be dismissed without prejudice as to said
24 party(ies) unless on or before **December 18, 2015** there is filed with the clerk proof of service
25 on the above-named party(ies), which service must have taken place prior to the expiration
of the 120-day time limit and/or **December 3, 2015** as set forth in Fed. R. Civ. P. 4(m), or
good cause is shown why such service was not made in that period.

26 Failure to comply with this Notice shall result in automatic dismissal of the action
without prejudice as to said party(ies).

27 IT IS SO ORDERED this 10th day of December, 2015.
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ROBERT C. JONES
District Judge